

# **EXHIBIT A**

Donald S. Edgar, Esq. (SBN 139324)  
Jeremy R. Fietz, Esq. (SBN 200396)  
Rex Grady, Esq. (SBN 232236).

**EDGAR LAW FIRM**

408 College Avenue  
Santa Rosa, California, 95401  
Tel: (707) 545-3200  
Fax: (707) 578-3040

Attorneys for Plaintiffs,  
KASSONDRA BAAS and KELLY LOFQUIST  
individually and on behalf of all employees  
similarly situated

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

KASSONDRA BAAS and KELLY  
LOFQUIST, individually and on behalf of  
all others similarly situated,

Plaintiffs,

v.

DOLLAR TREE STORES, INC.,

Defendants.

CASE NO. C 07- 03108 JSW

CLASS ACTION

PLAINTIFFS' INITIAL DISCLOSURE

F.R.C.P. §26(a)(1)

PLAINTIFFS KASSONDRA BAAS AND KELLY LOFQUIST HEREIN PROVIDE  
THEIR INITIAL DISCLOSURES PURSUANT TO FEDERAL RULES OF CIVIL  
PROCEDURE §26(a)(1).

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PLAINTIFFS' INITIAL DISCLOSURE

CASE NO. 07-03108 JSW

**F.R.C.P. §26(a)(1)(A) – Witnesses:**

**Plaintiff: Kassondra Baas:**

A former employee of Dollar Tree, is represented by the Edgar Law Firm and may be contacted through counsel. Ms. Baas is expected to have information concerning 1) the manner in which the time-recording system was operated, 2) the manner in which the computer time recording program was manipulated to reduce the wages earned by store employees.

**Plaintiff: Kelly Lofquist:**

A former employee of Dollar Tree, is represented by the Edgar Law Firm and may be contacted through counsel. Ms. Baas is expected to have information concerning 1) the manner in which the time-recording system was operated, 2) the manner in which the computer time recording program was manipulated to reduce the wages earned by store employees.

**Current and former Dollar Tree employees:**

**Miguel A. Cruz:**

A former employee of Dollar Tree, is represented by the Edgar Law Firm and may be contacted through counsel. Mr. Cruz is expected to have information concerning 1) the manner in which the time-recording system was operated, 2) the way in which he, as a store manager, was instructed by his supervisor to alter the computer

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PLAINTIFFS' INITIAL DISCLOSURE

CASE NO. 07-03108 JSW

1 time records to lessen the total time paid to hourly store employees  
2 as well as to move time from overtime days to non-overtime days.

3 **John D. Hansen:**

4 A current employee of Dollar Tree, is represented by the Edgar Law  
5 Firm and may be contacted through counsel. Mr. Hansen is  
6 expected to have information concerning: 1) the manner in which  
7 the time-recording system is operated, 2) the way in which he, as a  
8 store manager, was instructed by his supervisor to alter the  
9 computer time records to lessen the total time paid to hourly store  
10 employees as well as to move time from overtime days to non-  
11 overtime days.  
12

13 **Other witnesses:**

14 It is anticipated that several employees of Dollar Tree have  
15 knowledge of the matters alleged in the complaint – their identities  
16 are known to Dollar Tree and will be subject to further discovery.  
17 Particularly, it is anticipated that Dollar Tree is aware of the identity  
18 of witnesses concerning the manner in which the time-recording  
19 computer programs operated, the manner in which the data may be  
20 manipulated, and the manner in which payroll is processed utilizing  
21 the time record data. Dollar Tree is also expected to be aware of  
22 the identities of store managers and former store managers who  
23 were instructed to manipulate the time records.  
24  
25  
26  
27  
28

1 **F.R.C.P. §26(a)(1)(B) – Documents:**

2 Dollar Tree-related documents in the possession of the Plaintiffs have already  
3 been produced to defendant in the *Cruz/Hansen* litigation. Plaintiffs may have  
4 additional paystubs (however, Dollar Tree has possession of these documents in any  
5 event).  
6

7 It is believed by Plaintiffs that the electronic records of the computer system will  
8 be integral in establishing the extent to which compensable time was stolen from store  
9 employees. Plaintiffs have been informed that Defendant has taken steps to preserve  
10 such information for production and use in this litigation.  
11

12 **F.R.C.P. §26(a)(1)(C) – Computation of Damages:**

13 The calculation of damages sought in this action is dependent upon the records  
14 of Defendant's computer time tracking system. More specifically, Plaintiffs are currently  
15 unable to calculate damages without knowing which exact dates, and in what amounts,  
16 time was erased, and which exact dates, and in what amounts, their time was moved  
17 from premium (overtime) pay to regular pay. It is anticipated that the production of  
18 these computer records will enable Plaintiff to conduct, with exactitude, such  
19 calculations for themselves and the entire class. Generally speaking, Plaintiffs are  
20 entitled to the premium pay (.5 times their hourly rate) for all time that was moved from  
21 an overtime period to a non-overtime period. Plaintiffs are entitled to receive their  
22 appropriate hourly rate for all regular time erased from the computer system, and time  
23 and a half for all overtime erased from the system. Plaintiffs are entitled to statutory  
24 "waiting time" and other penalties, attorneys' fees, costs, and interest, based upon the  
25 violations of statutes alleged in the Complaint. In addition, Plaintiffs seek damages for  
26  
27  
28

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PLAINTIFFS' INITIAL DISCLOSURE

CASE NO. 07-03108 JSW

1 Dollar Tree's failure to provide accurate itemized wage statements as required by Labor  
2 Code §226(e). The Labor Code provides for the greater of actual damages or a penalty  
3 of \$50 for the initial pay period in which a violation occurs and \$100 per employee for  
4 each violation in a subsequent pay period (up to a maximum of \$4,000), in addition to  
5 attorney's fees and costs. Plaintiffs also claim tort damages for fraud, including punitive  
6 damages. These amounts are also not subject to calculation until such time as  
7 discovery has been produced by the Defense.  
8

9 Plaintiffs anticipate that upon the production of appropriate compensation and  
10 time records for each putative class member, Plaintiffs will have a computation  
11 performed that will then be provided to the defense. Plaintiffs also intend to retain an  
12 expert to calculate the applicable interest and penalties. Essentially, the manner of  
13 calculation of damages will be the same for each member of the putative class.  
14

15  
16 Dated: October 8, 2007

**EDGAR LAW FIRM**

17  
18 By:

  
Jeremy R. Fietz, Esq.

1 **PROOF OF SERVICE**

2 I am employed in the City and County of Santa Rosa, State of California. I am  
3 over the age of 18 and not a party to the within action. My business address is 408  
College Avenue, Santa Rosa, California 95401. I served the foregoing document(s)  
described as:

4 **PLAINTIFFS' INITIAL DISCLOSURES**

5 on the interested parties by placing ( ) the original ( X ) a true and correct copy thereof  
6 in a sealed envelope addressed as follows:

7 MAUREEN E. McCLAIN  
8 ALEX HERNAEZ  
9 KAUFF McCLAIN & McGUIRE LLP One  
Post Street, Suite 2600 San Francisco,  
California 94104  
10 Telephone: (415) 421-3111  
11 Facsimile: (415) 421-0938

BETH HIRSCH BERMAN  
WILLIAMS MULLEN  
Dominion Tower, Suite 1700  
999 Waterside Drive  
Norfolk, VA 23510  
Telephone: (757) 629-0604  
Facsimile: (757) 629-0660

12 Attorneys for Defendant

13 ☒

**VIA FACSIMILE TRANSMISSION:**

14 By causing the above referenced material to be transmitted to the facsimile  
15 numbers listed above (with confirmation of successful transmission thereof).

16 ☐

**VIA U.S. MAIL:**

17 I am readily familiar with the firm's practice for collection and processing of  
18 correspondence for mailing. Under that practice such envelope(s) would be  
19 deposited with the U.S. postal service with postage thereon fully prepaid, at  
Santa Rosa, California.

20 ☒

**FEDERAL:**

21 I declare that I am employed in the office of a member of the bar of this court  
22 at whose direction the service was made.

23 I declare under penalty of perjury under the laws of the state of California, and United  
24 States of America that the above is true and correct and was executed on October 8,  
2007.

25   
26 JEREMY R. PIETZ  
27  
28

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PLAINTIFFS' INITIAL DISCLOSURE

CASE NO. 07-03108 JSW

1 Donald S. Edgar, Esq. (SBN 129324)  
2 Jeremy R. Fietz, Esq. (SBN 200396)  
3 Rex Grady, Esq. (SBN 232236)  
4 **EDGAR LAW FIRM**  
5 408 College Avenue  
6 Santa Rosa, California 95401  
7 Tel: (707) 545-3200  
8 Fax: (707) 578-3040

9 Attorneys for Plaintiffs,  
10 MIGUEL A. CRUZ and JOHN D.  
11 HANSEN, individually and on  
12 behalf of others similarly situated

13 **UNITED STATES DISTRICT COURT**  
14 **NORTHERN DISTRICT OF CALIFORNIA**

15 MIGUEL A. CRUZ and JOHN D.  
16 HANSEN, individually and on behalf of all  
17 others similarly situated,

18 Plaintiffs,

19 v.

20 DOLLAR TREE STORES, INC.,

21 Defendants.

CASE NO. 07-02050 SC

CLASS ACTION

**PLAINTIFF, JOHN D. HANSEN'S  
RESPONSE TO DEFENDANT'S  
REQUEST FOR PRODUCTION OF  
DOCUMENTS, SET ONE**

Honorable Judge Samuel Conti

22  
23  
24 Plaintiff, JOHN D. HANSEN, individually, and on behalf of all others similarly  
25 situated (hereinafter "Responding Party"), hereby responds to the Request for  
26 Production of Documents propounded by Defendant, DOLLAR TREE STORES, INC.  
27 (hereinafter "Propounding Party") as follows:  
28



1                   **RESPONSES TO REQUEST FOR PRODUCTION OF DOCUMENTS**

2   **REQUEST FOR PRODUCTION NO. 1:**

3           All DOCUMENTS relating to employment YOU held prior to working for DOLLAR  
4 TREE.

5   **RESPONSE NO. 1:**

6           Plaintiff objects that this request is overly broad, unduly burdensome, not  
7  
8 calculated to lead to the discovery of admissible evidence and violative of Plaintiff's  
9 privacy rights. Without waiving said objection, Plaintiff produces his resume, which  
10 highlights his jobs prior to working for Dollar Tree at Exhibit A.

11   **REQUEST FOR PRODUCTION NO. 2:**

12           All DOCUMENTS YOU received or obtained from DOLLAR TREE at any time.

13   **RESPONSE NO. 2:**

14           Plaintiff produces all Dollar Tree documents located in his possession, or  
15  
16 provided to counsel, at Exhibit B.

17   **REQUEST FOR PRODUCTION NO. 3:**

18           All communications or filings made by YOU or on YOUR behalf with any  
19  
20 governmental agency or court, state, federal or local (apart from this LAWSUIT) that  
21 concerned YOUR employment at DOLLAR TREE.

22   **RESPONSE NO. 3:**

23           Plaintiff is unaware of any documents responsive to this request.

24   **REQUEST FOR PRODUCTION NO. 4:**

25           All DOCUMENTS which mention DOLLAR TREE or relate to YOUR employment  
26  
27 at DOLLAR TREE.

1 **RESPONSE NO. 4:**

2 Plaintiff objects that the request is overly broad and violative of the attorney work-  
3 product doctrine. Without waiving said objection Plaintiff produces all Dollar Tree  
4 documents located in his possession, or provided to counsel, at Exhibit B.  
5

6 **REQUEST FOR PRODUCTION NO. 5:**

7 All notations YOU have made at any time which reference or concern YOUR  
8 employment at DOLLAR TREE, including DOCUMENTS referencing YOUR job  
9 responsibilities, YOUR hours of work, or YOUR pay at DOLLAR TREE.  
10

11 **RESPONSE NO. 5:**

12 Plaintiff produces all Dollar Tree documents located in his possession, or  
13 provided to counsel, at Exhibit B.  
14

15 **REQUEST FOR PRODUCTION NO. 6:**

16 All communications (including e-mail) YOU have had with anyone (aside from  
17 your counsel as identified on a privilege log) concerning YOUR employment at DOLLAR  
18 TREE, whether YOU sent or received them.  
19

20 **RESPONSE NO. 6:**

21 Plaintiff is unaware of any documents responsive to this request.  
22

23 **REQUEST FOR PRODUCTION NO. 7:**

24 All communications (including e-mail) YOU have had with anyone (aside from  
25 YOUR counsel as identified on a privilege log) concerning the allegations of YOUR  
26 COMPLAINT.  
27

28 **RESPONSE NO. 7:**

Plaintiff is unaware of any documents responsive to this request.

1 **REQUEST FOR PRODUCTION NO. 8:**

2 All DOCUMENTS relating to any internal complaints YOU made to DOLLAR  
3 TREE regarding any of the allegations made in YOUR COMPLAINT.

4 **RESPONSE NO. 8:**

5 Plaintiff is unaware of any documents responsive to this request.

6 **REQUEST FOR PRODUCTION NO. 9:**

7 All DOCUMENTS supporting or relating to YOUR allegations in Paragraph 70(e)  
8 of the COMPLAINT that YOU were told by a variety of persons at DOLLAR TREE that  
9 YOU were an exempt employee.

10 **RESPONSE NO. 9:**

11 Plaintiff produces all Dollar Tree documents located in his possession, or  
12 provided to counsel, at Exhibit B. Documents specifically responsive to this request  
13 include, but are not limited to, the paystubs (wage statements).

14 **REQUEST FOR PRODUCTION NO. 10:**

15 All DOCUMENTS which support or demonstrate that YOUR supervisor or other  
16 DOLLAR TREE managers had knowledge of how YOU performed YOUR job duties.

17 **RESPONSE NO. 10:**

18 Plaintiff produces all Dollar Tree documents located in his possession, or  
19 provided to counsel, at Exhibit B.

20 **REQUEST FOR PRODUCTION NO. 11:**

21 All DOCUMENTS (aside from ones produced in response to previous requests)  
22 which itemize, document or support YOUR claim for compensatory damages in the  
23 LAWSUIT.

1 **RESPONSE NO. 11:**

2 Plaintiff produces all Dollar Tree documents located in his possession, or  
3 provided to counsel, at Exhibit B.

4 **REQUEST FOR PRODUCTION NO. 12:**

5 All DOCUMENTS (aside from ones produced in response to previous requests)  
6 which itemize, document or support YOUR claims for penalty amounts in the LAWSUIT.

7 **RESPONSE NO. 12:**

8 Plaintiff produces all Dollar Tree documents located in his possession, or  
9 provided to counsel, at Exhibit B.

10 **REQUEST FOR PRODUCTION NO. 13:**

11 All DOCUMENTS supporting YOUR request for the recovery of attorneys' fees,  
12 including any contract YOU have with YOUR counsel concerning the payment of  
13 attorneys' fees and/or litigation costs.

14 **RESPONSE NO. 13:**

15 Plaintiff objects to this request, as it is invasive of the attorney-client privilege and  
16 attorney work-product doctrine, and is premature. If the plaintiffs prevail in their claims  
17 an award of attorneys' fees and costs, and the basis therefore, will be established at the  
18 appropriate time.

19 **REQUEST FOR PRODUCTION NO. 14:**

20 All DOCUMENTS referencing YOUR counsel's present representation of  
21 Kassondra Bassignani (also referenced as Kassondra Baas) and/or Kelly Lofquist.

1 **RESPONSE NO. 14:**

2 Plaintiff objects to this request, as it is invasive of the attorney-client  
3 privilege and attorney work-product doctrine. Plaintiff further objects that this request is  
4 overly broad, unduly burdensome, and not calculated to lead to the discovery  
5 admissible evidence in this matter. Without waiving said objections, upon information  
6 and belief, Plaintiff includes, at Exhibit B, Dollar Tree documents relating to Ms. Baas  
7 and Ms. Lofquist and/or provided by them.  
8

9 **REQUEST FOR PRODUCTION NO. 15:**

10 All DOCUMENTS relating to any other LAWSUIT or legal claim YOU have  
11 brought (or participated in as a class member) concerning any employment-related  
12 claims.  
13

14 **RESPONSE NO. 15:**

15 Plaintiff is unaware of any documents responsive to this request.  
16

17 **REQUEST FOR PRODUCTION NO. 16:**

18 All DOCUMENTS showing or relating to any information that YOU have  
19 regarding the performance of job duties by the other DOLLAR TREE Store Managers  
20 (aside from YOU and YOUR co-Plaintiff).  
21

22 **RESPONSE NO. 16:**

23 Plaintiff produces all Dollar Tree documents located in his possession, or  
24 provided to counsel, at Exhibit B.

25 Dated: September 14, 2007

**EDGAR LAW FIRM**

26 By: 

27 Donald S. Edgar, Esq.  
28 Jeremy R. Fietz, Esq.  
Attorneys for Plaintiffs

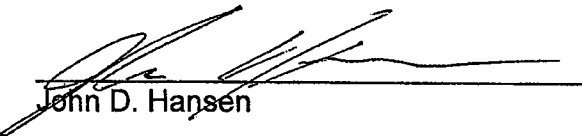
**VERIFICATION:**

I, JOHN D. HANSEN, declare that:

I am a Plaintiff in the action herein. I have read Plaintiff, John D. Hansen's Response to the Defendant's Request for Production of Documents, Set One, herein and know the contents thereof. The same is true of my own knowledge except to those matters alleged upon information and belief, which matters I believe to be true.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on September 14, 2007

  
John D. Hansen



1 **PROOF OF SERVICE**

2 I am employed in the City and County of Santa Rosa, State of California. I am over the  
3 age of 18 and not a party to the within action. My business address is 408 College Avenue, Santa  
4 Rosa, California 95401. I served the foregoing document(s) described as:

5 **RESPONSE TO REQUEST FOR PRODUCTION**

6 on the interested parties by placing ( ) the original ( X ) a true and correct copy thereof in a  
7 sealed envelope addressed as follows:

8 MAUREEN E. McCLAIN  
9 ALEX HERNAEZ  
10 KAUFF McCLAIN & McGUIRE LLP  
11 One Post Street, Suite 2600  
12 San Francisco, California 94104  
13 Telephone: (415) 421-3111  
14 Facsimile: (415) 421-0938

15 Attorneys for Defendant  
16 DOLLAR TREE STORES, INC.

17 (Via UPS with all documents)

BETH HIRSCH BERMAN  
WILLIAMS MULLEN  
Dominion Tower, Suite 1700  
999 Waterside Drive  
Norfolk, VA 23510  
Telephone: (757) 629-0604  
Facsimile: (757) 629-0660

Attorneys For Defendant  
DOLLAR TREE STORES, INC.

(Via US Mail w/o documents)

18 ☒ X

19 **VIA OVERNIGHT MAIL:**

20 By delivering such documents to an overnight mail service or an authorized  
21 courier in an envelope or package designated by the express service courier  
22 addressed to the person(s) on whom it is to be served.

23 ☐

24 **VIA U.S. MAIL:**

25 I am readily familiar with the firm's practice for collection and processing of  
26 correspondence for mailing. Under that practice such envelope(s) would be  
27 deposited with the U.S. postal service with postage thereon fully prepaid, at  
28 Santa Rosa, California.

☒ X

**FEDERAL:**

I declare that I am employed in the office of a member of the bar of this court  
at whose direction the service was made.

I declare under penalty of perjury under the laws of the state of California, and United States of  
America that the above is true and correct and was executed on September 14, 2007.

  
JEREMY R. FIETZ



## **EXHIBIT B**

1 Donald S. Edgar, Esq. (SBN 129324)  
2 Jeremy R. Fietz, Esq. (SBN 200396)  
3 Rex Grady, Esq. (SBN 232236)  
4 **EDGAR LAW FIRM**  
5 408 College Avenue  
6 Santa Rosa, California 95401  
7 Tel: (707) 545-3200  
8 Fax: (707) 578-3040

9 Attorneys for Plaintiffs,  
10 MIGUEL A. CRUZ and JOHN D.  
11 HANSEN, individually and on  
12 behalf of others similarly situated

13 **UNITED STATES DISTRICT COURT**  
14 **NORTHERN DISTRICT OF CALIFORNIA**

15 MIGUEL A. CRUZ and JOHN D.  
16 HANSEN, individually and on behalf of all  
17 others similarly situated,

18 Plaintiffs,

19 v.

20 DOLLAR TREE STORES, INC.,

21 Defendants.

CASE NO. 07-02050 SC

CLASS ACTION

PLAINTIFF, JOHN D. HANSEN'S  
RESPONSE TO DEFENDANT'S  
REQUEST FOR PRODUCTION OF  
DOCUMENTS, SET ONE

Honorable Judge Samuel Conti

22  
23 Plaintiff, JOHN D. HANSEN, individually, and on behalf of all others similarly  
24 situated (hereinafter "Responding Party"), hereby responds to the Request for  
25 Production of Documents propounded by Defendant, DOLLAR TREE STORES, INC.  
26 (hereinafter "Propounding Party") as follows:  
27  
28

**RESPONSES TO REQUEST FOR PRODUCTION OF DOCUMENTS**

**REQUEST FOR PRODUCTION NO. 1:**

All DOCUMENTS relating to employment YOU held prior to working for DOLLAR TREE.

**RESPONSE NO. 1:**

Plaintiff objects that this request is overly broad, unduly burdensome, not calculated to lead to the discovery of admissible evidence and violative of Plaintiff's privacy rights. Without waiving said objection, Plaintiff produces his resume, which highlights his jobs prior to working for Dollar Tree at Exhibit A.

**REQUEST FOR PRODUCTION NO. 2:**

All DOCUMENTS YOU received or obtained from DOLLAR TREE at any time.

**RESPONSE NO. 2:**

Plaintiff produces all Dollar Tree documents located in his possession, or provided to counsel, at Exhibit B.

**REQUEST FOR PRODUCTION NO. 3:**

All communications or filings made by YOU or on YOUR behalf with any governmental agency or court, state, federal or local (apart from this LAWSUIT) that concerned YOUR employment at DOLLAR TREE.

**RESPONSE NO. 3:**

Plaintiff is unaware of any documents responsive to this request.

**REQUEST FOR PRODUCTION NO. 4:**

All DOCUMENTS which mention DOLLAR TREE or relate to YOUR employment at DOLLAR TREE.

1 **RESPONSE NO. 4:**

2 Plaintiff objects that the request is overly broad and violative of the attorney work-  
3 product doctrine. Without waiving said objection Plaintiff produces all Dollar Tree  
4 documents located in his possession, or provided to counsel, at Exhibit B.  
5

6 **REQUEST FOR PRODUCTION NO. 5:**

7 All notations YOU have made at any time which reference or concern YOUR  
8 employment at DOLLAR TREE, including DOCUMENTS referencing YOUR job  
9 responsibilities, YOUR hours of work, or YOUR pay at DOLLAR TREE.  
10

11 **RESPONSE NO. 5:**

12 Plaintiff produces all Dollar Tree documents located in his possession, or  
13 provided to counsel, at Exhibit B.  
14

15 **REQUEST FOR PRODUCTION NO. 6:**

16 All communications (including e-mail) YOU have had with anyone (aside from  
17 your counsel as identified on a privilege log) concerning YOUR employment at DOLLAR  
18 TREE, whether YOU sent or received them.  
19

20 **RESPONSE NO. 6:**

21 Plaintiff is unaware of any documents responsive to this request.  
22

23 **REQUEST FOR PRODUCTION NO. 7:**

24 All communications (including e-mail) YOU have had with anyone (aside from  
25 YOUR counsel as identified on a privilege log) concerning the allegations of YOUR  
26 COMPLAINT.  
27

28 **RESPONSE NO. 7:**

Plaintiff is unaware of any documents responsive to this request.

1 **REQUEST FOR PRODUCTION NO. 8:**

2 All DOCUMENTS relating to any internal complaints YOU made to DOLLAR  
3 TREE regarding any of the allegations made in YOUR COMPLAINT.

4 **RESPONSE NO. 8:**

5 Plaintiff is unaware of any documents responsive to this request.

6 **REQUEST FOR PRODUCTION NO. 9:**

7 All DOCUMENTS supporting or relating to YOUR allegations in Paragraph 70(e)  
8 of the COMPLAINT that YOU were told by a variety of persons at DOLLAR TREE that  
9 YOU were an exempt employee.

10 **RESPONSE NO. 9:**

11 Plaintiff produces all Dollar Tree documents located in his possession, or  
12 provided to counsel, at Exhibit B. Documents specifically responsive to this request  
13 include, but are not limited to, the paystubs (wage statements).

14 **REQUEST FOR PRODUCTION NO. 10:**

15 All DOCUMENTS which support or demonstrate that YOUR supervisor or other  
16 DOLLAR TREE managers had knowledge of how YOU performed YOUR job duties.

17 **RESPONSE NO. 10:**

18 Plaintiff produces all Dollar Tree documents located in his possession, or  
19 provided to counsel, at Exhibit B.

20 **REQUEST FOR PRODUCTION NO. 11:**

21 All DOCUMENTS (aside from ones produced in response to previous requests)  
22 which itemize, document or support YOUR claim for compensatory damages in the  
23 LAWSUIT.

1 **RESPONSE NO. 11:**

2 Plaintiff produces all Dollar Tree documents located in his possession, or  
3 provided to counsel, at Exhibit B.

4 **REQUEST FOR PRODUCTION NO. 12:**

5 All DOCUMENTS (aside from ones produced in response to previous requests)  
6 which itemize, document or support YOUR claims for penalty amounts in the LAWSUIT.

7 **RESPONSE NO. 12:**

8 Plaintiff produces all Dollar Tree documents located in his possession, or  
9 provided to counsel, at Exhibit B.

10 **REQUEST FOR PRODUCTION NO. 13:**

11 All DOCUMENTS supporting YOUR request for the recovery of attorneys' fees,  
12 including any contract YOU have with YOUR counsel concerning the payment of  
13 attorneys' fees and/or litigation costs.

14 **RESPONSE NO. 13:**

15 Plaintiff objects to this request, as it is invasive of the attorney-client privilege and  
16 attorney work-product doctrine, and is premature. If the plaintiffs prevail in their claims  
17 an award of attorneys' fees and costs, and the basis therefore, will be established at the  
18 appropriate time.

19 **REQUEST FOR PRODUCTION NO. 14:**

20 All DOCUMENTS referencing YOUR counsel's present representation of  
21 Kassondra Bassignani (also referenced as Kassondra Baas) and/or Kelly Lofquist.

1 **RESPONSE NO. 14:**

2 Plaintiff objects to this request, as it is invasive of the attorney-client  
3 privilege and attorney work-product doctrine. Plaintiff further objects that this request is  
4 overly broad, unduly burdensome, and not calculated to lead to the discovery  
5 admissible evidence in this matter. Without waiving said objections, upon information  
6 and belief, Plaintiff includes, at Exhibit B, Dollar Tree documents relating to Ms. Baas  
7 and Ms. Lofquist and/or provided by them.

8  
9 **REQUEST FOR PRODUCTION NO. 15:**

10 All DOCUMENTS relating to any other LAWSUIT or legal claim YOU have  
11 brought (or participated in as a class member) concerning any employment-related  
12 claims.  
13

14 **RESPONSE NO. 15:**

15 Plaintiff is unaware of any documents responsive to this request.

16 **REQUEST FOR PRODUCTION NO. 16:**

17 All DOCUMENTS showing or relating to any information that YOU have  
18 regarding the performance of job duties by the other DOLLAR TREE Store Managers  
19 (aside from YOU and YOUR co-Plaintiff).  
20

21 **RESPONSE NO. 16:**

22 Plaintiff produces all Dollar Tree documents located in his possession, or  
23 provided to counsel, at Exhibit B.  
24

25 Dated: September 14, 2007

**EDGAR LAW FIRM**

26 By: 

27 Donald S. Edgar, Esq.

28 Jeremy R. Fietz, Esq.

Attorneys for Plaintiffs

**VERIFICATION:**

I, JOHN D. HANSEN, declare that:

I am a Plaintiff in the action herein. I have read Plaintiff, John D. Hansen's Response to the Defendant's Request for Production of Documents, Set One, herein and know the contents thereof. The same is true of my own knowledge except to those matters alleged upon information and belief, which matters I believe to be true.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on September 14, 2007

  
John D. Hansen



**PROOF OF SERVICE**

I am employed in the City and County of Santa Rosa, State of California. I am over the age of 18 and not a party to the within action. My business address is 408 College Avenue, Santa Rosa, California 95401. I served the foregoing document(s) described as:

**RESPONSE TO REQUEST FOR PRODUCTION**

on the interested parties by placing ( ) the original ( X ) a true and correct copy thereof in a sealed envelope addressed as follows:

MAUREEN E. McClAIN  
ALEX HERNAEZ  
KAUFF McClAIN & McGUIRE LLP  
One Post Street, Suite 2600  
San Francisco, California 94104  
Telephone: (415) 421-3111  
Facsimile: (415) 421-0938

Attorneys for Defendant  
DOLLAR TREE STORES, INC.

(Via UPS with all documents)

BETH HIRSCH BERMAN  
WILLIAMS MULLEN  
Dominion Tower, Suite 1700  
999 Waterside Drive  
Norfolk, VA 23510  
Telephone: (757) 629-0604  
Facsimile: (757) 629-0660

Attorneys For Defendant  
DOLLAR TREE STORES, INC.

(Via US Mail w/o documents)

☒ X

**VIA OVERNIGHT MAIL:**

By delivering such documents to an overnight mail service or an authorized courier in an envelope or package designated by the express service courier addressed to the person(s) on whom it is to be served.

☐

**VIA U.S. MAIL:**

I am readily familiar with the firm's practice for collection and processing of correspondence for mailing. Under that practice such envelope(s) would be deposited with the U.S. postal service with postage thereon fully prepaid, at Santa Rosa, California.

☒ X

**FEDERAL:**

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

I declare under penalty of perjury under the laws of the state of California, and United States of America that the above is true and correct and was executed on September 14, 2007.

  
JEREMY R. FIETZ

**EXHIBIT C**

**REDACTED**

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**From:** Jeremy Fietz [mailto:jeremy@classattorneys.com]  
**Sent:** Thursday, February 14, 2008 2:52 PM  
**To:** McClain, Maureen  
**Cc:** Berman, Beth Hirsch  
**Subject:** RE: meet and confer session re Plaintiffs' discovery responses

Maureen,

We are reviewing your memorandum and will respond next week regarding any reconsideration of our discovery objections. We will also advise as to whether we would consider any change in our willingness to provide writings between our office and our clients (thought it is likely that we will not change our position on the attorney-client privilege basis). Regarding the amended complaint in Baas/Lofquist, we understand that the only issue of dispute is that you do not want us to have a cause of action for Meal periods because of the potential class-wide settlement of those causes of action pending in southern California. While we understand that the pending settlement may propose a release of such claims, unless and until those claims are released, we don't believe there is any sound legal basis to prevent an amendment. Will you agree to permit the amended complaint or do we need Court intervention to sort out the meal break cause of action issue? If you will not stipulate to the amendment will you agree to a joint letter to the Court or is it your position that a formal motion is necessary?

Sincerely,  
Jeremy

-----Original Message-----

**From:** McClain, Maureen [mailto:mcclain@kmm.com]  
**Sent:** Thursday, February 14, 2008 11:00 AM  
**To:** Jeremy Fietz  
**Cc:** Berman, Beth Hirsch  
**Subject:** meet and confer session re Plaintiffs' discovery responses

Jeremy: As a follow-up to our meet and confer session of February 1, 2008, I attach a memorandum regarding Mr. Cruz's use of multiple social security numbers and multiple names in conjunction with employment. Please let me know whether you will reconsider your objections. With reference to a second topic of our meet and confer session, that of Plaintiffs providing any consents to conflicting representation signed by any of your four clients in the Cruz/Hansen and Baas/Lofquist matters, you said that you would never provide such information to defendant on the grounds of attorney client privilege. We disagree with your assertion of the privilege, and hereby provide notice that we will oppose any attempt on your part to rely upon any such documents in the course of any court proceedings given that they have not been produced to us. Regarding the third topic of our meet and confer discussion (that of your proposed amendment to the Baas/Lofquist complaint, Ms. Berman has communicated, and will communicate further, on that topic with you. Sincerely, Maureen McClain

2/29/2008